

UNITED STATES DISTRICT COURT
DISTRICT OF SOUTH CAROLINA
SPARTANBURG DIVISION

United States of America,)	C/A No.: 7:92-CR-408-1
)	
v.)	
)	
Al Malik Sharief Wright <i>aka Steve</i> ,)	ORDER
<i>Littlejohn</i> ,)	(Written Opinion)
)	
Defendant.)	
)	

This matter comes before the Court on the defendant's motion to reconsider this Court's March 17, 2008 Order filed on March 16, 2009. For the reasons stated herein, this Court denies the defendant's motion.

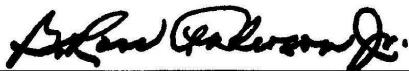
Plaintiff brings this claim *pro se*. This Court is required to construe *pro se* pleadings liberally. Such pleadings are held to a less stringent standard than those drafted by attorneys. *See Gordon v. Leake*, 574 F.2d 1147, 1151 (4th Cir. 1978). This Court is charged with liberally construing a pleading filed by a *pro se* litigant to allow for the development of a potentially meritorious claim. *See Boag v. MacDougall*, 454 U.S. 364, 365 (1982).

Defendant filed a motion for retroactive application of an amended sentencing guideline on March 5, 2008. This Court denied that motion on March 17, 2008. On April 25, 2008 Defendant filed a notice of appeal. "The filing of a notice of appeal is an event of jurisdictional significance—it confers jurisdiction on the court of appeals and divests the district court of its control over those aspects of the case involved in

the appeal." *Griggs v. Provident Consumer Disc. Co.*, 459 U.S. 56, 58 (1982). The Court of Appeals affirmed the Court's decision and therefore the Court's decision has been deemed correct as a matter of law.

IT IS THEREFORE SO ORDERED THAT THE defendant's motion to reconsider be DENIED.

IT IS SO ORDERED.



G. ROSS ANDERSON, JR.
UNITED STATES DISTRICT JUDGE

March 25, 2009
Anderson, South Carolina

NOTICE OF RIGHT TO APPEAL

Pursuant to Rules 3 and 4 of the Federal Rules of Appellate Procedure, Defendant has the right to appeal this Order within ten (10) days from the date of its entry. Failure to meet this deadline, as modified by Rule 4 of the Federal Rules of Appellate Procedure, **will waive the right to appeal**.